

AMENDED IN ASSEMBLY AUGUST 10, 2006

AMENDED IN ASSEMBLY AUGUST 7, 2006

AMENDED IN ASSEMBLY JUNE 12, 2006

SENATE BILL

No. 1845

Introduced by Senator Kuehl

March 7, 2006

An act to amend Section 35600 of, *and to repeal Section 35620 of*, the Public Resources Code, relating to natural resources.

LEGISLATIVE COUNSEL'S DIGEST

SB 1845, as amended, Kuehl. Natural resources: Ocean Protection Council.

(1) The California Ocean Protection Act establishes the Ocean Protection Council in state government. The act provides that the council consists of the Secretary of the Resources Agency, the Secretary for Environmental Protection, and the Chair of the State Lands Commission. The act requires the council, among other things, to coordinate activities of state agencies, that are related to the protection and conservation of coastal waters and ocean ecosystems, and to establish policies to coordinate the collection and sharing of scientific data related to coast and ocean resources between agencies.

This bill would provide that the council additionally consists of 2 members of the public appointed by the Governor for a specified term, and with specified qualifications. *The bill would provide for reimbursement for actual and necessary expenses incurred in the performance of a member's duties and compensation for each day during which a member is engaged in the performance of official duties of the council, as specified.*

(2) Existing law requires the council to take into account the research, findings, recommendations, and determinations of the State Interagency Coordinating Committee and a specified scientific review panel.

This bill would eliminate that requirement.

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 35600 of the Public Resources Code is
2 amended to read:

3 35600. (a) The Ocean Protection Council is established in
4 state government. The council consists of the Secretary of the
5 Resources Agency, the Secretary for Environmental Protection,
6 the Chair of the State Lands Commission, and two members of
7 the public appointed by the Governor.

8 (b) The two public members shall each serve a term of four
9 years, and may each be reappointed to one additional term. ~~It is~~
10 ~~the intent of the Legislature that the public members of the~~
11 ~~council demonstrate the highest standards of leadership,~~
12 ~~scholarship, and knowledge of contemporary ocean conservation~~
13 ~~issues. One of the public members shall demonstrate expertise on~~
14 ~~public policy issues important to ocean conservation, and the~~
15 ~~other public member shall be a recognized expert from a~~
16 ~~scientific discipline that is directly relevant to the protection of~~
17 ~~ocean resources. The public members of the board shall be~~
18 ~~appointed on the basis of their educational and professional~~
19 ~~qualifications and their general knowledge of, interest in, and~~
20 ~~experience in the protection and conservation of coastal waters~~
21 ~~and ocean ecosystems. One of the public members shall have a~~
22 ~~scientific professional background and experience in coastal and~~
23 ~~ocean ecosystems.~~

24 (c) Except as provided in this section, members of the council
25 shall serve without compensation. A member shall be reimbursed
26 for actual and necessary expenses incurred in the performance of
27 his or her duties, and in addition shall be compensated at one
28 hundred dollars (\$100) for each day during which the member is
29 engaged in the performance of official duties of the council.
30 Payment for actual and necessary expenses shall be paid only to

1 *the extent that those expenses are not provided or payable by*
2 *another public agency. The total number of days for which a*
3 *member shall be compensated may not exceed 25 days in any one*
4 *fiscal year.*

5 *SEC. 2. Section 35620 of the Public Resources Code is*
6 *repealed.*

7 ~~35620. The council shall take into account the research,~~
8 ~~findings, recommendations, and determinations of the State~~
9 ~~Interagency Coordinating Committee established pursuant to~~
10 ~~Section 36800 and the scientific review panel established~~
11 ~~pursuant to Section 36900. The council may review and~~
12 ~~recommend proposals to the State Interagency Coordinating~~
13 ~~Committee, and to designating entities, to further the purposes of~~
14 ~~this division.~~